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**SEP 26 2008**

**OFFICE OF PETITIONS**

In re Application of  
Ribbeck  
Application No. 10/546,626  
Filed: July 27, 2006  
Docket No.: 1053-0001WOUS

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: **DECISION ON PETITION**  
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This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed June 17, 2008.

This application was held abandoned for failure to timely submit a proper reply to the restriction requirement mailed November 6, 2007. The restriction requirement set a one month shortened statutory period of time for reply. A petition for one month extension of time was received December 20, 2007. Notice of Abandonment June 12, 2008.

Petitioners assert that a reply to the restriction requirement was submitted December 20, 2007 via the Electronic Filing System (EFS) and have included as proof of submission and proof of receipt of the reply a copy of an EFS Acknowledgement Receipt.


The original reply response filed December 20, 2007 has not been located in the application file. However, in view of the evidence thereof, the petition to withdraw the holding of abandonment is hereby **GRANTED**.

The Notice of Abandonment is hereby **VACATED** and the holding of abandonment is **WITHDRAWN**.

The copy of the reply submitted herewith will be used for examination.

The application file is being forwarded to the Technology Center 3700 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.

  
Alesia M. Brown  
Petitions Attorney  
Office of Petitions